

1 DENNIS J. HERRERA (139669)
2 City Attorney
3 RONALD P. FLYNN (184186)
4 Chief Deputy City Attorney
5 YVONNE R. MERE (173594)
6 Chief of Complex & Affirmative Litigation
7 OWEN J. CLEMENTS (141805)
8 SARA J. EISENBERG (269303)
9 JAIME M. HULING DELAYE (270784)
10 Deputy City Attorneys
11 Fox Plaza
12 1390 Market Street, Sixth Floor
13 San Francisco, CA 94102
14 Telephone: 415/554-3944
15 415/437-4644 (fax)
16 owen.clements@sfcityatty.org

17 Attorneys for Plaintiffs the City and County of San Francisco, California
18 and the People of the State of California, acting by and through San
19 Francisco City Attorney Dennis J. Herrera

20 [Additional counsel appear on signature page.]

21
22 UNITED STATES DISTRICT COURT
23
24 NORTHERN DISTRICT OF CALIFORNIA

25 THE CITY AND COUNTY OF SAN) Case No. 3:18-cv-7591-CRB
26 FRANCISCO, CALIFORNIA and THE)
27 PEOPLE OF THE STATE OF CALIFORNIA,) CLASS ACTION
28 Acting by and through San Francisco City)
Attorney DENNIS J. HERRERA,) PLAINTIFFS' PROPOSED DISCOVERY
29) SCHEDULE
30 Plaintiffs,)
31)
32 vs.) JUDGE: Hon. Charles R. Breyer
33)
34 PURDUE PHARMA L.P., et al.,)
35)
36 Defendants.)
37
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1 Pursuant to this Court's order during the case management conference that took place on
 2 February 26, 2020, Plaintiffs the City and County of San Francisco, California ("San Francisco")
 3 and the People of the State of California, acting by and through San Francisco City Attorney
 4 Dennis J. Herrera (the "People") (collectively, "Plaintiffs"), hereby submit the following proposed
 5 discovery schedule.

6 Plaintiffs recognize that this case must move swiftly because of the egregious nature of the
 7 allegations, the urgent need for resolution of the claims and abatement of the opioid epidemic
 8 through injunctive and monetary relief as ultimately deemed appropriate by the finder of fact, and
 9 the action's unique role as a bellwether for thousands of similar cases. Accordingly, Plaintiffs
 10 propose the schedule herein, recognizing it is aggressive in pace. Plaintiffs are prepared to move
 11 as expeditiously as possible to take and produce discovery and believe the following schedule is
 12 manageable so long as certain reasonable and appropriate limitations and efficiencies are put into
 13 place and any new discovery disputes (not previously resolved in the MDL) are resolved quickly.
 14 For example, Plaintiffs are prepared to meet and confer with Defendants immediately regarding
 15 the identities of custodians and search terms and to identify their top 20 highest-priority document
 16 custodians by as early as April 15, 2020. Plaintiffs will begin producing relevant documents for
 17 those custodians as soon as possible on a rolling basis. Any additional document custodians sought
 18 by Defendants over and above 25 should require leave of Court. Plaintiffs will also identify for
 19 Defendants the contents of certain databases that, pursuant to a long-scheduled and costly plan,
 20 are currently slated to be decommissioned in the coming months. Plaintiffs will work with
 21 Defendants to ensure that relevant reports from those databases are preserved before they are
 22 rendered inaccessible. Plaintiffs will require Defendants' cooperation early on in the discovery
 23 process to ensure the identification and preservation of the relevant documents from those
 24 databases.¹

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 27 ¹ Plaintiffs also note that recent events related to the Coronavirus have had a substantial impact
 28 on San Francisco's ability to operate business as usual. Assuming that these effects are relatively
 short lived, Plaintiffs anticipate being able to keep pace with the schedule set forth herein. If,
 however, the situation worsens, Plaintiffs may need to revisit the proposed schedule.

1 So long as Plaintiffs are not required to produce vast amounts of documents from non-
 2 essential custodians, and Defendants themselves produce relevant responsive documents in a
 3 timely manner, Plaintiffs anticipate being able to meet the following schedule:

Discovery Deadline	Date
Commencement of Discovery	April 1, 2020
Discovery Cutoff	October 30, 2020
Deadline for Exchange of Expert Reports by All Parties	November 16, 2020
Close of Expert Fact Discovery	December 23, 2021
Deadline for <i>Daubert</i> and Dispositive Motions	January 29, 2021
Deadline for Responses to <i>Daubert</i> and Dispositive Motions	February 26, 2021
Deadline for Replies in Support of <i>Daubert</i> and Dispositive Motions	March 5, 2021
All Trial Materials Due	March 12, 2021
Final Pretrial Hearing	March 19, 2021
Trial	March 29, 2021

10 DATED: March 13, 2020

ROBBINS GELLER RUDMAN
 & DOWD LLP
 AELISH M. BAIG
 MATTHEW S. MELAMED
 HADIYA K. DESHMUKH

14 _____
 15 s/ Aelish M. Baig
 AELISH M. BAIG

16 Post Montgomery Center
 17 One Montgomery Street, Suite 1800
 18 San Francisco, CA 94104
 19 Telephone: 415/288-4545
 20 415/288-4534 (fax)
 21 aelishb@rgrdlaw.com
 22 mmelamed@rgrdlaw.com
 23 hdeshmukh@rgrdlaw.com

24 DENNIS J. HERRERA
 25 City Attorney
 26 RONALD P. FLYNN
 27 YVONNE R. MERE
 28 OWEN J. CLEMENTS
 SARA J. EISENBERG
 JAIME M. HULING DELAYE
 Deputy City Attorneys
 Fox Plaza
 1390 Market Street, Sixth Floor
 San Francisco, CA 94102
 Telephone: 415/554-3944
 415/437-4644 (fax)
 29 owen.clements@sfcityatty.org

1 ROBBINS GELLER RUDMAN
2 & DOWD LLP
3 PAUL J. GELLER
4 MARK J. DEARMAN
5 DOROTHY P. ANTULLIS
6 120 East Palmetto Park Road, Suite 500
7 Boca Raton, FL 33432
8 Telephone: 561/750-3000
561/750-3364 (fax)
pgeller@rgrdlaw.com
mdearman@rgrdlaw.com
dantullis@rgrdlaw.com

9 ROBBINS GELLER RUDMAN
10 & DOWD LLP
11 THOMAS E. EGLER
12 CARISSA J. DOLAN
13 655 West Broadway, Suite 1900
14 San Diego, CA 92101
15 Telephone: 619/231-1058
16 619/231-7423 (fax)
17 tome@rgrdlaw.com
18 cdolan@rgrdlaw.com

19 LIEFF, CABRASER, HEIMANN
20 & BERNSTEIN, LLP
21 ELIZABETH J. CABRASER
22 275 Battery Street, 29th Floor
23 San Francisco, CA 94111-3339
24 Telephone: 415/956-1000
415/956-1008 (fax)
ecabraser@lchb.com

25 LIEFF, CABRASER, HEIMANN
26 & BERNSTEIN, LLP
27 PAULINA DO AMARAL
28 250 Hudson Street, 8th Floor
New York, NY 10013
Telephone: 212/355-9500
212/355-9592 (fax)
pdoamaral@lchb.com

RENNE PUBLIC LAW GROUP
LOUISE RENNE
350 Sansome Street, Suite 300
San Francisco, CA 94104
Telephone: 415/848-7240
415/848-7230 (fax)
lrenne@publiclawgroup.com

1 ANDRUS ANDERSON LLP
2 JENNIE LEE ANDERSON
3 AUDREY SIEGEL
4 155 Montgomery Street, Suite 900
5 San Francisco, CA 94104
6 Telephone: 415/986-1400
7 415/986-1474 (fax)
8 jennie@andrusanderson.com
9 audrey.siegel@andrusanderson.com

10
11 SANFORD HEISLER SHARP, LLP
12 KEVIN SHARP
13 611 Commerce Street, Suite 3100
14 Nashville, TN 37203
15 Telephone: 615/434-7000
16 615/434-7020 (fax)
17 ksharp@sanfordheisler.com

18
19 SANFORD HEISLER SHARP, LLP
20 EDWARD CHAPIN
21 655 West Broadway, Suite 1700
22 San Diego, CA 92101
23 Telephone: 619/577-4253
24 619/577-4250 (fax)
25 echapin2@sanfordheisler.com

26
27 CASEY GERRY SCHENK FRANCAVILLA
28 BLATT & PENFIELD LLP
1 DAVID S. CASEY, JR.
2 GAYLE M. BLATT
3 ALYSSA WILLIAMS
4 110 Laurel Street
5 San Diego, CA 92101-1486
6 Telephone: 619/238-1811
7 619/544-9232 (fax)
8 dcasey@cglaw.com
9 gmb@cglaw.com
10 awilliams@cglaw.com

11
12 WEITZ & LUXENBERG P.C.
13 ELLEN RELKIN
14 PAUL PENNOCK
15 700 Broadway
16 New York, NY 10003
17 Telephone: 212/558-5500
18 212/344-5461 (fax)
19 erelkin@weitzlux.com
20 ppennock@weitzlux.com

1 WEITZ & LUXENBERG P.C.
2 MELINDA DAVIS NOKES
3 1880 Century Park East
4 Los Angeles, CA 90067
5 Telephone: 310/247-0921
6 310/786-9927 (fax)
7 mnokes@weitzlux.com

8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
Attorneys for Plaintiffs The City and County of
San Francisco, California and The People of the
State of California, acting by and through San
Francisco City Attorney Dennis J. Herrera

CERTIFICATE OF SERVICE

2 I hereby certify under penalty of perjury that on March 13, 2020, I authorized the electronic
3 filing of the foregoing with the Clerk of the Court using the CM/ECF system which will send
4 notification of such filing to the e-mail addresses on the attached Electronic Mail Notice List, and
5 I hereby certify that I caused the mailing of the foregoing via the United States Postal Service to
6 the non-CM/ECF participants indicated on the attached Manual Notice List.

s/ Aelish M. Baig

AELISH M. BAIG

ROBBINS GELLER RUDMAN

& DOWD LLP

Post Montgomery Center

One Montgomery Street, S

San Francisco, CA 94104

Telephone: 415/288-4544

415/288-4534 (fax)

Mailing Information for a Case 3:18-cv-07591-CRB City and County of San Francisco et al v. Purdue Pharma L.P. et al**Electronic Mail Notice List**

The following are those who are currently on the list to receive e-mail notices for this case.

- **Scott Manzoor Ahmad**
SAhmad@winston.com
- **Jennie Lee Anderson**
jennie@andrusanderson.com,Danielle.Kidd@andrusanderson.com,joann.pham@andrusanderson.com,elizabeth.lyons@andrusanderson.com,audrey.siegel@andrusanderson.com
- **Dorothy P. Antullis**
dantullis@rgrdlaw.com,e_file_sd@rgrdlaw.com,e_file_fl@rgrdlaw.com
- **Aelish Marie Baig**
AelishB@rgrdlaw.com,mmelamed@rgrdlaw.com,mbacci@rgrdlaw.com,e_file_sd@rgrdlaw.com
- **Sarah Jane Bily**
SBily@winston.com
- **Gayle M Blatt**
gmb@cglaw.com
- **Steven J. Boranian**
sboranian@reedsmith.com,drothschild@reedsmith.com
- **Stephen Brody**
sbrody@omm.com,steve-brody-4796@ecf.pacerpro.com
- **Kevin R. Budner**
kbudner@lchb.com,tlim@lchb.com
- **Elizabeth J. Cabraser**
ecabraser@lchb.com
- **Elizabeth Joan Cabraser**
ecabraser@lchb.com,mtashima@lchb.com,abertram@lchb.com,jremuszka@lchb.com
- **David S. Casey , Jr**
dcasey@cglaw.com,camille@cglaw.com,sleonard@cglaw.com,jdavis@cglaw.com
- **Jennifer Machlin Cecil**
jcecil@winston.com,ecf_sf@winston.com,jen-machlin-cecil-9607@ecf.pacerpro.com
- **Edward D. Chapin**
echapin2@sanfordheisler.com,fsalazar@sanfordheisler.com,jalvarez@sanfordheisler.com
- **Owen J. Clements**
owen.clements@sfcityatty.org,catheryn.daly@sfcityatty.org
- **James M Davis**
jdavis@cglaw.com,vicki@eglaw.net
- **Cari K. Dawson**
cari.dawson@alston.com,kate.smith@alston.com
- **Mark Dearman**
mdearman@rgrdlaw.com,e_file_sd@rgrdlaw.com,MDearman@ecf.courtdrive.com,e_file_fl@rgrdlaw.com
- **Mark J. Dearman**
mdearman@rgrdlaw.com
- **Hadiya Khan Deshmukh**
hdeshmukh@rgrdlaw.com
- **Carissa Jasmine Dolan**
cdolan@rgrdlaw.com,e_file_sd@rgrdlaw.com
- **Thomas Edward Egler**
tome@rgrdlaw.com,e_file_sd@rgrdlaw.com,e_file_sf@rgrdlaw.com
- **Sara Jennifer Eisenberg**
sara.eisenberg@sfcityatty.org,john.cote@sfcityatty.org,alison.wong.lambert@sfcityatty.org,martina.hassett@sfcityatty.org,yvonne.mere@sfcityatty.org,catheryn.daly@sfcityatty.org
- **Tiffany Rose Ellis**
tellis@weitzlux.com,nhryczyk@weitzlux.com
- **Christopher Blair Essig**
CEssig@swinston.com

- **Wendy West Feinstein**
wendy.feinstein@morganlewis.com,tammy.miller@morganlewis.com,picalendaring@morganlewis.com,tamara.giulianelli@morganlewis.com
- **Paul J. Geller**
pgeller@rgrdlaw.com,swinkles@rgrdlaw.com,e_file_fl@rgrdlaw.com
- **Patricia Camille Guerra**
camille@cglaw.com
- **August P. Gugelmann**
august@smllp.law,august@ecf.courtdrive.com
- **Richard Martin Heimann**
rheimann@lchb.com
- **Dennis J. Herrera**
cityattorney@sfcityatty.org,brittany.feitelberg@sfcityatty.org
- **Zachary Hill**
zachary.hill@morganlewis.com,wendy.feinstein@morganlewis.com,rebecca.hillyer@morganlewis.com,evan.jacobs@morganlewis.com
- **Jaime Marie Huling Delaye**
jaime.hulingdelaye@sfcityatty.org,alison.wong.lambert@sfcityatty.org,martina.hassett@sfcityatty.org,catheryn.daly@sfcityatty.org
- **Traci Janelle Irvin**
traci.irvin@ropesgray.com,courtalert@ropesgray.com
- **Sarah Barr Johansen**
sjohansen@reedsmith.com,awenson@reedsmith.com
- **Timothy William Knapp**
tknapp@kirkland.com
- **Amy Jean Laurendeau**
alaurendeau@omm.com,amy-laurendeau-9969@ecf.pacerpro.com,sstewart@omm.com
- **Jennifer Gardner Levy**
jennifer.levy@kirkland.com
- **Charles Coleman Lifland**
clifland@omm.com,charles-lifland-4890@ecf.pacerpro.com
- **John David Lombardo**
John.Lombardo@arnoldporter.com,guadalupe.saldana@arnoldporter.com,ecalendar@arnoldporter.com,William.Costley@arnoldporter.com
- **Amy Lucas**
alucas@omm.com,amy-lucas-1835@ecf.pacerpro.com
- **Enu A Mainigi**
emainigi@wc.com
- **Matthew Seth Melamed**
mmelamed@rgrdlaw.com,e_file_SD@rgrdlaw.com
- **Yvonne Rosil Mere**
yvonne.mere@sfcityatty.org,martina.hassett@sfcityatty.org
- **Andrew Miller**
amiller@sanfordheisler.com
- **Sean OLeary Morris**
sean.morris@arnoldporter.com,edocketscalendar@arnoldporter.com,vincent.esparza@arnoldporter.com,stacie.james@arnoldporter.com,rebecca.mcnew@arnoldpor
- **Melinda Davis Nokes**
mnokes@weitzlux.com,lschultz@weitzlux.com,rcerci@weitzlux.com,dsavours@weitzlux.com
- **Paul F. Novak**
pnovak@weitzlux.com,egarcia@weitzlux.com,nhryczyk@weitzlux.com
- **Michael Alexander Onufer**
michael.onufer@kirkland.com
- **Louise Hornbeck Renne**
lrenne@publiclawgroup.com,kbeaton@publiclawgroup.com,RPLG-docket@publiclawgroup.com
- **Nathan E. Shafrroth**
nshafroth@cov.com,rvantassell@cov.com,ktrempy@cov.com,echiulos@cov.com,rlu@cov.com,isaac-chaput-8316@ecf.pacerpro.com,ncutright@cov.com
- **Audrey Claire Siegel**
audrey.siegel@andrusanderson.com
- **Reid Smith**
RFSmith@winston.com

- **Elizabeth Anne Sperling**
elizabeth.sperling@alston.com,annie.yu@alston.com
- **Karl Anton Stampfl**
karl.stampfl@kirkland.com
- **Sabrina Heron Strong**
sstrong@omm.com,sabrina-strong-4823@ecf.pacerpro.com
- **Edward W. Swanson**
ed@smllp.law,AmyMcGugian@ecf.courtdrive.com,ed@ecf.courtdrive.com,britt@ecf.courtdrive.com
- **Russell E Taylor**
rtaylor@fbm.com
- **Rocky C. Tsai**
rocky.tsai@ropesgray.com,CourtAlert@RopesGray.com
- **Richard Allen VanDuzer**
rvanduzer@fbm.com,jamante@fbm.com,calendar@fbm.com
- **Neelum Jane Wadhwani**
nwadhwani@wc.com,CardinalWVParalegals@wc.com
- **Donna Marie Welch**
dwelch@kirkland.com
- **Alyssa M Williams**
awilliams@cglaw.com
- **Sonya Diane Winner**
swinner@cov.com,calsbury@cov.com
- **Carl Brandon Wisoff**
bwisoff@fbm.com,mzappas@fbm.com,calendar@fbm.com
- **Douglas R. Young**
dyoung@fbm.com,calendar@fbm.com
- **Paulina do Amaral**
pdoamaral@lchb.com

Manual Notice List

The following is the list of attorneys who are **not** on the list to receive e-mail notices for this case (who therefore require manual noticing). You may wish to use your mouse to select and copy this list into your word processing program in order to create notices or labels for these recipients.

Paul Laprairie
Andrus Anderson LLP
155 Montgomery Street, 900
San Francisco, CA 94104